

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

RICARDO ARIAS,

Petitioner,

v.

BLAINE LAFLER,

Respondent.

Case No. 07-15465

Hon. Anna Diggs Taylor

Magistrate Judge Paul J. Komives

ORDER ADOPTING MAGISTRATE'S REPORT AND RECOMMENDATION
(D/E-10)

This matter is before the court on Magistrate Judge Paul J. Komives's Report and Recommendation of September 25, 2009, recommending that Petitioner's Application for a Writ of Habeas Corpus be denied.

The court has reviewed the file, Petitioner's Objection and the Magistrate Judge's Report and Recommendation. The court finds that the law cited by the Magistrate has been correctly placed and is controlling in this matter.

THEREFORE, the court will accept the Magistrate's Report and Recommendation of September 25, 2009, as the findings and conclusions of this court.

Accordingly,

IT IS HEREBY ORDERED that Magistrate Judge Komives's Report and Recommendation of September 25, 2009, is ACCEPTED and ADOPTED.

IT IS FURTHER ORDERED that Petitioner's Application for a Writ of Habeas Corpus (D/E-1) is DENIED.

IT IS SO ORDERED.

DATED: November 13, 2009

s/Anna Diggs Taylor

ANNA DIGGS TAYLOR

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Order was served upon counsel of record via the Court's ECF System to their respective email addresses or First Class U.S. mail disclosed on the Notice of Electronic Filing on November 13, 2009.

s/Johnetta M. Curry-Williams
Case Manager